

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	10 - 0 - 0
Yeas:	Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith J., Stiegler, Whisnant, Barker
Nays:	0
Exc.:	0
Prepared By:	Shannon Sivell, Counsel
Meeting Dates:	3/19, 4/3

WHAT THE MEASURE DOES: Prohibits setting aside a conviction for criminally negligent homicide.

ISSUES DISCUSSED:

- Severity of the crime
- Effect on victims

EFFECT OF COMMITTEE AMENDMENT: Removes the word “arrest” from page 3, line 11 in the original bill.

BACKGROUND: A few years ago the legislature elevated criminally negligent homicide to a class B felony. As a result, a conviction under that statute can no longer be set aside. This bill is aimed at those convicted of criminally negligent homicide when it was still classified as a class C felony. While HB 2796A is not retroactive, anyone who was convicted under the older version of the statute, who has not already had the conviction for criminally negligent homicide set aside, is now foreclosed from doing so.